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COLE, RAYWID & BRAVERMAN, L.L.P.

STEVEN J. HORVITZ
DIRECT DIAL
202-828-9828

SHORVITZ@CRBLAW.COM

ATTORNEYS AT LAW
1919 PENNSYLVANIA AVENUE, N.W., SUITE 200
WASHINGTON, D.C. 20006-3458
TELEPHONE (202) 659-9750
FAX (202) 452-0067
WWW.CRBLAW.COM

LOS ANGELES OFFICE
2381 ROSECRANS AVENUE, SUITE 110
EL SEGUNDO, CALIFORNIA 90245-4290
TELEPHONE (310) 643-7999
FAX (310) 643-7997

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December 2, 2004

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DEC - 2 2004

Federal Communications Commission
Office of Secretary

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: Ex Parte Presentation – MB Docket No. 02-144; MM Docket No. 92-266;
MM Docket No. 93-215; CS Docket No. 94-28; CS Docket No. 96-157

Pursuant to Section 1.1206 of the Commission's Rules, this is to advise you that on Wednesday, December 2, 2004, Maria Arias, Vice President of Law and Government Affairs of Adelphia Communications, Andrew Elson, Vice President of Regulatory Accounting of Adelphia Communications, and Steven Horvitz of Cole, Raywid & Braverman met with Peggy Greene, John Norton, Katie Costello and Kenneth Lewis of the Media Bureau. In connection with that meeting, certain discussions involved issues encompassed by the above-referenced proceeding.

In particular, we recommended the adoption of new rules governing the initiation of rate regulation on previously unregulated cable systems. We also advocated streamlining the "effective competition" process, including the associated evidentiary burdens. We also suggested that cable operators should be allowed to calculate the FCC user fee outside of the Form 1240.

Sincerely,

Steven Horvitz

cc: Peggy Greene
John Norton
Katie Costello
Kenneth Lewis

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